

SJR 10-A — Transportation

by Senator Bennett

This joint resolution establishes a new effective date for CS/CS/SB 1842, an act relating to transportation projects, which was passed by both houses of the Legislature during the 2010 Regular Session. Pursuant to Section 9, Article III of the State Constitution, the effective date of a law passed over the veto of the Governor shall take effect on the sixtieth day after adjournment sine die of the session in which the veto is overridden, on a later date fixed in the law, or on a date fixed by resolution passed by both houses of the Legislature. This joint resolution provides an effective date of November 17, 2010, notwithstanding the veto of the Governor.

CS/CS/SB 1842 requires the Florida Department of Transportation (FDOT) to notify affected local governments of proposed changes to state highways when the project:

- divides a state highway;
- erects a barrier median which would modify vehicle turning movements; or
- has the effect of closing or modifying existing access to adjacent property.

The notification must occur at least 180 days before the design of the project is finalized. The bill also allows the local government to present alternatives which would relieve the impacts to the business properties. CS/CS/SB 1842 also requires FDOT to hold at least one public hearing in the jurisdiction where the project is located and receive public input.

These provisions became law without the Governor's signature with an effective date of November 17, 2010.

Vote: Senate 39-0; House 118-0